

In the High Court of Punjab and Haryana, Chandigarh.

C.W.P. No.8812 of 2007

Date of Decision: 30.5.2007

Municipal Corporation, Ludhiana.

...Petitioner.

Versus

The Commissioner, Patiala Division, Patiala and Another.

...Respondents.

**CORAM: HON'BLE MR.JUSTICE M.M.KUMAR
HON'BLE MR.JUSTICE RAJESH BINDAL**

Present: Mr.Rohit Kapoor, Advocate
for the petitioner.

JUDGMENT

M.M.KUMAR, J.

The order dated 2.2.2005 (P3) passed by the Divisional Commissioner, Patiala Division, Patiala, is subject matter of challenge before this Court, whereas the original order passed on the appeal is dated 29.10.2001. The appeal filed by respondent No.2-employee of the Corporation was dismissed on 29.10.2001, which was allowed on the filing of Misc. Appeal No.42 of 2003 vide order dated 2.2.2005 (P3). The order dated 29.10.2001 has not been placed on record.

On the query made by us, learned counsel for the petitioner submits that copy of the order has not been supplied to him and he has to file the writ petition in the present form.

In view of the above, no adjudication is possible in the absence of the order dated 29.10.2001 dismissing the appeal filed by respondent No.2-employee of the Corporation. In what circumstances that order was passed and later on reviewed vide order dated 2.2.2005 (P3), cannot be appreciated in the absence of that order.

Therefore, there is no merit in the writ petition.

Dismissed.

(M.M.KUMAR)
Judge

May 30, 2007
dkb

(RAJESH BINDAL)
Judge